



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

RICHFIELD FIELD OFFICE

150 East 900 North
Richfield, Utah 84701



In Reply Refer To:

3809
(U-050)
UTU-71573

February 26, 2007

CERTIFIED MAIL 7005 0390 0004 9906 4478
RETURN RECEIPT REQUESTED

Mr. Tony Aguiar
Diversified Stone Products, Inc.
P. O. Box 265
Fillmore, Utah 84631

RE: Continuance of Noncompliance Order Enforcing Reclamation of Disturbed Public Land

Dear Mr. Aguiar:

A Noncompliance Order (Certified Mail 7005 0390 0004 9906 3573) was received by you on September 30, 2006. That order required you to reclaim public land that was disturbed by mining operations completed under Notice UTU-71573. Reclamation was to be completed by December 29, 2006. On November 15, 2006, staff of the Bureau of Land Management and the State of Utah Division of Oil, Gas, and Mining met with you to discuss the reclamation. You agreed to complete the work in a timely manner with plans to start the reclamation work on November 27, 2006.

Weather conditions have not been favorable to completing the required reclamation in a timely manner. The project was subject to a large snowstorm during the week of November 27, and several other storms have made the ground unfavorable for such work. Michael Jackson of my staff spoke to you on February 21, 2007. At that time, an agreement was reached that the reclamation work would start by April 2, 2007. The requirement to start the reclamation of the disturbed land is postponed to April 2, as by that date, the winter storm season should not be over, and ground conditions should be dry. On April 2, you will have the 33 days that remain in the original Noncompliance Order (the equivalent of November 27 to December 29) to complete the required reclamation. Thus, a continuance to the Noncompliance Order is granted, and the completion of reclamation is required by May 3, 2007. The completion of reclamation should include all the conditions in the Noncompliance Order and applicable Federal and State regulations; however, seeding of the reclaimed land should be postponed until late fall 2007.

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DIV. OF OIL, GAS & MINING

You are requested to notify this office at least 48 hours prior to your start the reclamation work. If ground conditions are favorable before April 2, you are encouraged to begin work at an earlier date. If you believe ground conditions are unfavorable or have any other reason for postponing this required reclamation, then you must contact this office to report the reason and to request an extension of time. If you request an extension, the merit of your request will be considered; however, unless otherwise granted, the Noncompliance Order requires your completion of the reclamation work, except for seeding, by May 3, 2007.

If you have any questions, please contact Michael Jackson at (435) 896-1522.

Sincerely,

A handwritten signature in cursive script, reading "Wayne A. Wetzel".

Wayne A. Wetzel
Associate Field Manager

cc: Steven L. and Patricia K. Sorenson, 235 North Main Street, Kanosh, Utah 84637

Lynn Kunzler, Division of Oil, Gas, and Mining, State of Utah, Box 145801, Salt Lake City, Utah 84114-5801 (S/041/027)